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Attorneys for Plaintiff and
 Counter-Defendant

IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF NEVADA

NEVADA POWER COMPANY, d/b/a
 NV ENERGY,

Plaintiff and
 Counter-Defendant,

v.

COMVERGE, INC., a Delaware
 corporation,

Defendant and
 Counter-Plaintiff.

Case No. 2:10-cv-02094-GMN-RJJ

**STIPULATION AND ORDER
 FOR DISMISSAL WITH
 PREJUDICE**

Plaintiff/Counter-Defendant Nevada Power Company d/b/a NV
 Energy and Defendant/Counter-Plaintiff Comverge, Inc., by and through their
 attorneys of record, and pursuant to Rules 41(a) and 41(c) of the Federal Rules of
 Civil Procedure, jointly agree and stipulate that all claims in this case, including
 Plaintiff's claims against Defendant and Counter-Plaintiff's claims against

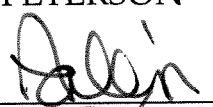
Counter-Defendant, shall be dismissed with prejudice, each party to bear their own costs and attorney's fees.

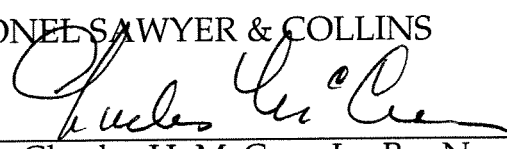
Dated: January 26, 2012

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MORRIS PETERSON

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ORDER

IT IS SO ORDERED this 27th day of January, 2012.


Gloria M. Navarro
United States District Judge